Los Angeles County Sheriff's Department

Supervisor's Report on Use of Force

Incident Information

URN: 409-01199-2314-145	Date: 3/12/09	Time: 2107 HRS.	
Location: SEQUOIA AVE./195 TH	City or Station: Cerritos		
Bureau/Station/Facility: LASD/CERRITOS STATION	Admin. Investigation: YES ☐ NO ☒		
Type of Force: SIGNIFICANT FORCE/ PERSONAL WEAPONS/ HEAD INJURY/ CONTROL HOLDS			
Deputy Injury: YES ☐ NO ☒	Suspect Injury YES ☒ NO ☐		
☒ Call	☐ Observation	☐ Detail	☐ Foot Pursuit ☐ Vehicle Pursuit
IAB Notified: YES ☒ NO ☐	Person Notified: LIEUTENANT SLAWSON	Emp: [redacted]	IAB Roll Out: YES ☐ NO ☒

Involved Employee

E1

Employee # [redacted]	Last Name: RICHARDSON	First Name: WILLIAM	Middle Name: M
Sex: ☒ Male ☐ Female	Race: WHITE	Unit of Assignment: Cerritos Station	Work Assignment (Unit #, Module, etc.): 230T1
Shift: ☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 5-10 / Weight: 225 lbs
☐ Injured ☐ Treated ☐ Admitted	Hospital:	Coroner Case #	Directed Force ☐ Significant Force ☒

E2

Employee # [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle Name: [redacted]
Sex: ☐ Male ☒ Female	Race: WHITE	Unit of Assignment: Cerritos Station	Work Assignment (Unit #, Module, etc.): [redacted]
Shift: ☐ EM ☐ Day ☒ PM	☒ Regular Shift ☐ OT Shift ☐ Off Duty	Age: [redacted]	Height: 5-02 / Weight: 110 lbs
☐ Injured ☐ Treated ☐ Admitted	Hospital:	Coroner Case #	Directed Force ☐ Significant Force ☐

E3

Employee # [redacted]	Last Name: [redacted]	First Name: [redacted]	Middle Name: [redacted]
Sex: ☐ Male ☒ Female	Race: WHITE	Unit of Assignment: Cerritos Station	Work Assignment (Unit #, Module, etc.): [redacted]
Shift: ☐ EM ☐ Day ☒ PM	☐ Regular Shift ☒ OT Shift ☐ Off Duty	Age: [redacted]	Height: 5-06 / Weight: 125 lbs
☐ Injured ☐ Treated ☐ Admitted	Hospital:	Coroner Case #	Directed Force ☐ Significant Force ☒

☐ Additional Involved Employees

On Duty Supervisor

Emp. #	Last Name	First Name	Middle Name	Rank	Present	Witness to Incident
[redacted]	PATRICK	MARK	ALLEN	Sgt.	YES ☒ NO ☐	YES ☐ NO ☒
					YES ☐ NO ☐	YES ☐ NO ☐

Watch Sergeant

Emp. #	Last Name	First Name	Middle Name

Watch Commander

Emp. #	Last Name	First Name	Middle Name
[redacted]	KEGEL	RON	

Ron Kegel, Lieutenant
Watch Commander (**Print Name**) — Watch Commander's **Signature**: [signature] — Emp #: [redacted] — Date: 04-25-09

Mark A. Patrick, Sergeant
Supervisor Completing Form: (**Print Name**) — Emp #: [redacted] — Copy Provided to Employee by: Mark A. Patrick, Sergeant — Emp #: [redacted]

Joe A. Gonzales, Captain
Unit Commander (**Print Name**) — Unit Commander's **Signature**: [signature] — Emp #: [redacted] — Date: 05/11/09

DISCOVERY Use Only
FO# 2243185

Original: Discovery Unit
Copy: Unit Commander

Supervisor's Report on Use of Force
INVOLVED EMPLOYEE - Continuation
4 0 9 - 0 1 1 9 9 - 2 3 1 4 - 1 4 5

Involved Employee

E 4

Employee #	Last Name	First Name	Middle Name
[redacted]	[redacted]	[redacted]	[redacted]

Sex: ☒ Male ☐ Female | Race: W | Unit of Assignment: [redacted] | Work Assignment (Unit #, Module, etc.): Lakewood Station

Shift: ☐ EM ☐ Day ☒ PM | ☒ Regular Shift ☐ OT Shift ☐ Off Duty | Age: [redacted] | Height: [redacted] | Weight: [redacted]

☐ Injured ☐ Treated ☐ Admitted Hospital: ______ | Coroner Case # | Directed Force ☐ Significant Force ☒

E__

Employee # | Last Name | First Name | Middle Name

Sex: ☐ Male ☐ Female | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Shift: ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | Age: | Height: | Weight:

☐ Injured ☐ Treated ☐ Admitted Hospital: ______ | Coroner Case # | Directed Force ☐ Significant Force ☐

E__

Employee # | Last Name | First Name | Middle Name

Sex: ☐ Male ☐ Female | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Shift: ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | Age: | Height: | Weight:

☐ Injured ☐ Treated ☐ Admitted Hospital: ______ | Coroner Case # | Directed Force ☐ Significant Force ☐

E__

Employee # | Last Name | First Name | Middle Name

Sex: ☐ Male ☐ Female | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Shift: ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | Age: | Height: | Weight:

☐ Injured ☐ Treated ☐ Admitted Hospital: ______ | Coroner Case # | Directed Force ☐ Significant Force ☐

E__

Employee # | Last Name | First Name | Middle Name

Sex: ☐ Male ☐ Female | Race: | Unit of Assignment: | Work Assignment (Unit #, Module, etc.):

Shift: ☐ EM ☐ Day ☐ PM | ☐ Regular Shift ☐ OT Shift ☐ Off Duty | Age: | Height: | Weight:

☐ Injured ☐ Treated ☐ Admitted Hospital: ______ | Coroner Case # | Directed Force ☐ Significant Force ☐

Supervisor's Report on Use of Force
SUSPECT INFORMATION
409 - 01199 - 2314 - 145

Suspect Information — S 1

Last Name	[redacted]	First Name	[redacted]	Middle Name	[redacted]
AKA Last Name	[redacted]	First Name		Middle Name	
Sex: [X] Male [ ] Female	Race: H	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]	
Work Phone: [redacted]	Home Phone: [redacted]	Age: 17	Height: [redacted]	D.O.B. [redacted]	Weight: [redacted] Armed? [ ]
Booking #: 1835167	Primary Charge Code: 243 (b) P.C.	Secondary Charge Code: 148(A) (1) PC	Criminal History [redacted]		
EMT in attendance? [X] YES [ ] NO	Name: Mike Alves	Unit: Sta. #30	Phone #: 562-865-3714		
Hospital Admission? [ ]	Rec'd Treatment At: TRI CITY HOSPITAL	Coroner Case #:	Mental History [ ]		
By Doctor: ZANNERNI	Address: 21530 Pioneer Blvd. Hawaiian Gardens 90716	Phone #: 562-860-0401			
Under Influence: [ ] YES [X] NO	Substance:	Mental Illness [ ]			

Suspect Interview

Date: 03-12-09	Time: 2210 hrs	Audiotape: [ ]	Videotape: [X]	Photos of Injuries: [X]

Suspect Information — S 2

Last Name	BACA	First Name	Samuel	Middle Name	RYAN
AKA Last Name	DANGER	First Name		Middle Name	
Sex: [X] Male [ ] Female	Race: H	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]	
Work Phone: [redacted]	Home Phone: [redacted]	Age: 21	Height: 5-08	D.O.B. 02-28-89	Weight: 220 LBS Armed? [ ]
Booking #: 1835246	Primary Charge Code: 148(A) (1) PC	Secondary Charge Code:	Criminal History [redacted]		
EMT in attendance? [X] YES [ ] NO	Name: Mike Alves	Unit: Sta. #30	Phone #: 562-865-3714		
Hospital Admission? [ ]	Rec'd Treatment At: TRI CITY HOSPITAL	Coroner Case #:	Mental History [ ]		
By Doctor: ZANNERNI	Address: 21530 Pioneer Blvd. Hawaiian Gardens 90716	Phone #: 562-860-0401			
Under Influence: [ ] YES [X] NO	Substance:	Mental Illness: [ ]			

Suspect Interview

Date: 03-12-09	Time: 2220 hrs	Audiotape: [ ]	Videotape: [X]	Photos of Injuries: [X]

Suspect Information — S 3

Last Name	[redacted]	First Name	[redacted]	Middle Name	[redacted]
AKA Last Name		First Name		Middle Name	
Sex: [ ] Male [X] Female	Race: W	Street Address: [redacted]	City: [redacted]	State & Zip Code: [redacted]	
Work Phone: [redacted]	Home Phone: [redacted]	Age: 17	Height: [redacted]	D.O.B. [redacted]	Weight: [redacted] Armed? [ ]
Booking #: 1835168	Primary Charge Code: 148(A) (1) PC	Secondary Charge Code:	Criminal History [redacted]		
EMT in attendance? [X] YES [ ] NO	Name: Mike Alves	Unit: Sta. #30	Phone #: 562-865-3714		
Hospital Admission? [ ]	Rec'd Treatment At:	Coroner Case #:	Mental History [ ]		
By Doctor:	Address:	Phone #:			
Under Influence: [ ] YES [X] NO	Substance:	Mental Illness [ ]			

Suspect Interview

Date: 03-12-09	Time: 2230	Audiotape: [ ]	Videotape: [X]	Photos of Injuries: [ ]

[ ] **Additional Suspects Involved**

Supervisor's Report on Use of Force
EMPLOYEE / NON-EMPLOYEE INFORMATION
4 0 9 - 0 1 1 9 9 - 2 3 1 4 - 1 4 5

Employee Witnesses

Emp. #	Last Name	First Name	Middle Name
[redacted]	Long	Robert	E

Non-Employee Witnesses

Last Name	First Name	Middle Name	Age	D.O.B.	Street Address	City	Zip Code	Work Ph.	Home Ph.
[redacted]	[redacted]		[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]	[redacted]

☐ Additional Witness

Supervisor's Report on Use of Force

409-01199-2314-145

Method

(AW) Arwen
(BC) Baton: (Control)
(BI) Baton: (Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds: (Control Techniques)
(TT) Control Holds: (Team Takedown)
(TD) Control Holds: (Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device: Hobble (Legs Only)
(TP) Restraint Device: Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious
(RM) Refused Med Treatment
(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hands
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(NO) Nose
(SH) Shoulder
(WR) Wrist

FORCE USED BY		FORCE USED AGAINST		Method (Code)	Type of Injury (Code)	Body Part (Code)
Name	E# or S#	Name	E# or S#			
[redacted]	S-3	Richardson	E-1	UC	NN	
[redacted]	S-1	Richardson	E-1	UC	NN	
Richardson	E-1	[redacted]	S-1	CT	NN	AR
[redacted]	E-2	[redacted]	S-1	CT	NN	AR
[redacted]	S-1	Richardson	E-1	BF	NN	FA
[redacted]	S-3	Richardson	E-1	PH	NN	BK
Richardson	E-1	[redacted]	S-3	PP	NN	CH
[redacted]	S-1	Richardson	E-1	BF	NN	FA
Richardson	E-1	[redacted]	S-1	PH	FR	FA
[redacted]	S-3	Richardson	E-1	PH	NN	BK
Richardson	E-1	[redacted]	S-3	PP	NN	Ch
Richardson	E-1	[redacted]	S-1	RH	NN	HD
[redacted]	E-2	[redacted]	S-1	RH	NN	HD
[redacted]	E-3	[redacted]	S-3	TD	CP	HE
[redacted]	E-2	[redacted]	S-3	TD	NN	HD
[redacted]	E-3	[redacted]	S-3	RH	NN	HD
[redacted]	S-3	[redacted]	E-4	UC	NN	
Baca	S-2	[redacted]	E-4	Ph	NN	
[redacted]	E-4	Baca	S-2	TD	LC	FA
[redacted]	E-4	Baca	S-2	TD	AB	FA
[redacted]	E-4	Baca	S-2	RH	NN	RH

Force Applied

SIGNIFICANT FORCE / CONTROL HOLDS / PERSONAL WEAPONS

Incident Details

On March 12, 2009, at approximately 2110 hrs, Cerritos Deputies responded code-3 to a Domestic Violence now call (CER09071-0155). The call indicated that a male was hitting a female on 195th Street between Ely Avenue and Sequoia Ave. The call was updated with new information that indicated the parties involved were now walking northbound on Ely Avenue from 195th Street.

Deputy Gary Novelich #[redacted] and Deputy Jessica Loney #[redacted] (unit #231/PM) arrived at the location first and noticed a male Hispanic walking on the west side of Ely Avenue just south of Bingham Street in Artesia. Deputy Richardson arrived just behind Deputy Novelich and Deputy Loney. Deputy Novelich and Deputy Loney detained the male and asked him his name. He verbally identified himself as [redacted] and it was later determined that he was not involved with this incident. While Deputy Novelich and Deputy Loney detained [redacted] Deputy Richardson drove to Sequoia Avenue and 195th Street to look for the female. Approximately two to three minutes into this detention, Deputy Novelich heard over his hand held radio that Deputy [redacted] (unit [redacted]/PM) was requesting assistance at Sequoia Avenue and 195th Street. Deputy Novelich and Deputy Loney released [redacted] and responded to Sequoia Avenue and 195th Street. When they arrived, they noticed that Deputy [redacted] Deputy Richardson and assisting units were detaining a male (Subject [redacted]) and a female (Subject [redacted]).

While Deputy Novelich and Deputy Loney were detaining [redacted] Deputy Richardson drove to Sequoia Avenue and 195th Street where he saw a female (later identified as Subject [redacted]) walking southbound on Sequoia Avenue on the west side of the street. Deputy Richardson drove his patrol car up to Subject [redacted] and saw that she was covering her face with her hands, and appeared to be upset. Deputy Richardson exited his patrol car and asked Subject [redacted] if she was okay, and she replied, "Yes." Deputy Richardson noticed that there were several adult males standing on the east sidewalk directly across the street from him. Deputy Richardson stepped onto the sidewalk and asked Subject [redacted] to step closer to him so he could speak to her. At this time, Deputy [redacted] (unit [redacted] arrived and Deputy Richardson asked her (Deputy [redacted]) to keep an eye on the males across the street while he talked to Subject [redacted] While Deputy Richardson was trying to talk to Subject [redacted] one of the males (Subject [redacted]) suddenly crossed the street and started walking quickly toward Deputy Richardson and Deputy [redacted] Subject [redacted] shouted, "Hey man that's my girl!" Deputy Richardson noticed that Subject [redacted] had a trickle of blood running down his forehead. Deputy Richardson then recognized Subject [redacted] from many previous contacts where he was extremely uncooperative and assaultive toward deputies. Believing that Subject [redacted] may have been involved in the Domestic Violence call, coupled with his knowledge of previous contacts, Deputy Richardson ordered Subject [redacted] to stop. However, Subject [redacted] continued his advance toward the deputies and shouted, "Fuck you, you ain't shit, that badge don't mean shit!" Deputy Richardson noticed that Subject [redacted] hands were

clenched and he continued walking directly toward him. As Subject [redacted] got close to Deputy Richardson, he raised his fists in the air, plained off his body, and took a fighting stance, while continuing to yell and curse at the deputies. Deputy Richardson believed that Subject [redacted] was about to attack him so he immediately grabbed Subject [redacted] left arm just below his wrist and pulled him toward a parked radio car. Deputy [redacted] then grabbed onto Subject [redacted] right arm and the two deputies forced Subject [redacted] against the side of the patrol car. Subject [redacted] tried to free his arms and attempted to spin around. However, the two deputies were able to overcome his resistence and pushed his upper body onto the hood of the patrol car. While the two deputies were physically detaining Subject [redacted] and attempting to handcuff him, he turned his head to the side and spit saliva at Deputy Richardson. Deputy Richardson turned his face away from Subject [redacted] but the saliva hit the side of his face. Deputy Richardson placed his right hand on the back of Subject [redacted] head and pushed his face toward the hood of the car to avoid being spit on again. While they continued to hold Subject [redacted] on the hood of the car, Subject [redacted] grabbed Deputy Richardson from behind, placed him in a "Bear Hug" and tried to pull him away from Subject [redacted] Deputy Richardson pushed Subject [redacted] off his back with his left arm and ordered her to get back. While Deputy Richardson was pushing Subject [redacted] off his back, Subject [redacted] was able to turn his head once again and spit saliva at Deputy Richardson's face. The spit hit Deputy Richardson on the right side of his face and some of the saliva landed in his eye and went up his nose. In an attempt to stop the ongoing assault with bodily fluids by Subject [redacted] Deputy Richardson immediately punched Subject [redacted] on the left side of his face with his fist. [redacted] then grabbed Deputy Richardson once again in a "Bear Hug" from the rear and attempted to pull him away from Subject [redacted]. Once again, Deputy Richardson pushed her away with his forearm and ordered her to stay away from him.

Deputy [redacted] arrived to the scene and saw Subject [redacted] grabbing onto Deputy Richardson's back. Deputy [redacted] requested assistance over her radio. Deputy [redacted] exited her patrol car, grasped Subject [redacted] by the arms and pulled her away from Deputy Richardson. Deputy [redacted] held Subject [redacted] arms behind her back while Deputy Richardson and Deputy [redacted] handcuffed Subject [redacted] Deputy [redacted] then went over to assist Deputy [redacted] n handcuffing Subject [redacted] While Deputy [redacted] was holding Subject [redacted] hands behind her back, Subject [redacted] swung her head back and tried to head butt Deputy [redacted] Subject [redacted] was also jerking her body around in an attempt to free herself from the deputies. Deputy [redacted] saw that Subject [redacted] was attempting to head butt Deputy [redacted] so she grabbed Subject [redacted] hair on the back of her head to keep her from head butting Deputy [redacted] Deputy [redacted] continued to order Subject [redacted] to stop resisting and to just relax so they could handcuff her. Subject [redacted] refused to cooperate and continued to jerk her body around, so the two deputies pulled Subject [redacted] to the ground and were able to handcuff her without further incident. Subject [redacted] was then placed in the back seat of a patrol car.

Subject [redacted] was examined by paramedics at the scene for a swollen left cheek and a small cut on the top of his head. He was later transported to Tri City Hospital where he was treated by Doctor Zannerni and later booked at Los Padrinos Juvenile Hall for 243(b) PC.

Subject [redacted] complained of pain to the back of her head where her hair was pulled by

Deputy [redacted] She was examined by paramedics and later booked at Lakewood Station.

Deputy [redacted] (Lakewood unit 135B) arrived to the scene in response to the assistance request and asked Deputy Richardson where he could help. Deputy Richardson asked Deputy [redacted] to interview any potential witnesses to the earlier incident. Deputy [redacted] looked across the street and saw a male standing on the east sidewalk which he immediately recognized as (Suspect) Samuel Baca (an Arta gang member known as "Danger"). Deputy [redacted] walked over to Suspect Baca and asked him if he was a witness to the above incident. Suspect Baca said, "Fuck you pig! You just fucked up my [redacted] for no reason." Deputy [redacted] told Suspect Baca that he recognized him as a known gang member and that he was loitering in a public place for no reason, which is a violation of a Cerritos municipal code. Deputy [redacted] asked Suspect Baca for his identification. Suspect Baca reached into his back pocket with his right hand. Suspect Baca then brought his right hand from the rear pocket area of his pants quickly up to Deputy [redacted] face in a perceived attempt to strike him. Deputy [redacted] immediately grabbed Suspect Baca's right hand and placed him in a rear wrist lock. Suspect Baca continued to struggle with Deputy [redacted] Deputy [redacted] gave Suspect Baca several orders to stop fighting and to stop resisting. Deputy [redacted] recognized that there was a significant difference in the physical size between the two of them (Suspect Baca being taller and heavier), and coupled with the fact that Suspect Baca was still physically resisting while refusing to obey his lawful orders, Deputy [redacted] executed a leg sweep take down maneuver. Once on the ground, Deputy [redacted] (Cerritos unit [redacted]) assisted in placing handcuffs on Suspect Baca without further incident.

Suspect Baca was wearing glasses during this incident and when he was taken to the ground, he hit his face on the sidewalk. Suspect Baca sustained a one inch round abrasion on the right side of his face and he also sustained a small ½ inch cut to his right eyebrow area. Suspect Baca was examined by paramedics at the scene and was later transported to Tri City Hospital where he was treated by Dr. Zannerni. He was later booked at Lakewood station for 243(B) PC.

Reported Use of Force by Involved Employee(s)

Deputy Richardson, Deputy [redacted] Deputy [redacted] Deputy [redacted] and Deputy [redacted] each completed a written report of their observations and actions. Their reports were consistent with their verbal notification to Sergeant Patrick regarding their use of force.

Witness Interview(s)

While at the scene I contacted the [redacted] ([redacted] 12-17-60 , [redacted]) of [redacted] and Samuel Baca, who was standing on the west side walk of Sequoia Ave. I asked her if she witnessed any of the earlier incident with her [redacted] and the deputies. Ms. [redacted] told me that she saw the deputy (Deputy [redacted]) walk up and talk to Samuel (Suspect Baca), who was standing on the east sidewalk of Sequoia Ave. Ms. [redacted] said that she saw Samuel reach into his rear pants pocket with his right hand. She then saw Samuel throw his hand toward the deputy's face. I asked Ms. [redacted] how close his hand came to the deputies face and she told me that it was close, maybe 2-3 inches away. I asked Ms. [redacted] if she thought that Samuel was trying to hit the

deputy. Ms. [redacted] told me that she did not know what he was doing or why he would have swung at the deputy. At about this time during my interview with Ms. [redacted] her other [redacted] Subject [redacted] was sitting in the back seat of a patrol car approximately 15 feet away from us. Subject [redacted] was spitting on the rear window of the patrol car and kicking at the side window and door. Ms. [redacted] asked me if she could talk to Subject [redacted] and try to calm him down. I escorted Ms. [redacted] to the car and she spoke to him, which seemed to calm him down. Ms. [redacted] then told me that earlier in the day, Subject [redacted] passed away and that why this whole incident occurred. Subject [redacted] and Subject [redacted] had been arguing because Subject [redacted] is stressed-out over the recent death and Subject [redacted] would not leave her alone. The two were arguing in the street and someone called the Sheriffs Department. I then asked Ms. [redacted] what else she saw when Suspect Baca threw his hand at the deputy. Ms. [redacted] told me that she saw the deputy grab onto one of Suspect Baca's arms and twist him around. She said the two of them fell to the ground and he was placed in handcuffs. I asked Ms. [redacted] if she thought that the deputies actions were reasonable for what Suspect Baca did. Ms. [redacted] told me that she understood why the deputy did what he did, but she did not know why her [redacted] would try and hit the deputy. I concluded my interview with Ms. [redacted] It should be noted that Ms. [redacted] refused to be video or audio taped during my interview.

Suspect Interview(s)

Suspect Interview(s) Conducted By: ☐ **Watch Commander** ☒ **Supervising Sergeant**

The following suspect interviews were conducted by Sergeant Patrick and they were video taped.

I contacted Subject [redacted] while he was seated in the rear of a patrol car. I asked him to tell me what happened. He told me that he and his [redacted] (Subject [redacted]) where arguing because Subject [redacted] was upset over the recent death of her [redacted] He said that Subject [redacted] took off and started to walk down the street where the deputies found her. He said that he saw the deputy talking to her and he got "pissed off" so he walked over and asked the deputy what the "fuck" he was doing. Subject [redacted] told me that when he got close to the deputy, the deputy grabbed onto him and pushed him toward the patrol car. Subject [redacted] said that he then spit at the deputy and tried to free himself from his grasp. Subject [redacted] stated that he tried a second time to spit on the deputy and that is when he was punched in the face. I asked Subject [redacted] why he spat on the deputy. Subject [redacted] said that he was mad and just wanted to leave. I asked him if he had any injuries. He told me that the left side of his face hurt. I saw that he had some swelling to the left side of his face. I concluded my interview with Subject [redacted]

I then contacted Suspect Samuel Baca who was seated in the rear seat of another patrol car. I asked Suspect Baca to tell me what happened this evening. Suspect Baca told me that his [redacted] Subject [redacted] and his [redacted] Subject [redacted] were arguing earlier in the evening over a death in her family. When he saw and heard the lights and sirens outside he figured it was for his [redacted] so he came outside (from inside his house), to see what was going on. Suspect Baca said he was mad because his [redacted] was being arrested so he started talking "shit" to the deputies.

While he was standing on the sidewalk, a deputy walked up to him and told him he had to leave the area. When he refused, the deputy asked him for his identification. Suspect Baca said he reached into his pocket and retrieved his identification, then shoved it into the deputy's face. Suspect Baca said that he knew that he should not have done that, but he was mad. Suspect Baca said that the deputy grabbed his arm and spun him around, then pushed him to the ground. Suspect Baca said that his face hit the ground when he fell. Suspect Baca told me that he was sorry for what he did and that he completely understands why the deputy thought that he was going to punched. Suspect Baca also told me that he knew what he did was wrong and he should have just left when the deputy asked him to. I asked Suspect Baca if he had any injuries. He told me that he did not have any injuries or complaint of pain. I told him that he had a small abrasion on his cheek and a small cut near his forehead. He responded by saying, "It was my fault." I concluded my interview with Suspect Baca.

I then contacted Subject [redacted] She told me that she and Subject [redacted] were arguing over her being upset and stressed-out because her [redacted] passed away earlier that day. Subject [redacted] told me that she saw Subject [redacted] walk up to the deputy, while she was talking to him. She said that Subject [redacted] was just trying to protect her. Subject [redacted] said the she got mad when the deputies handcuffed Subject [redacted] which is why she grabbed the deputy's back and tried to pull him off Subject [redacted] Subject [redacted] said that she did not want Subject [redacted] to go to jail and she felt like this whole thing was her fault. I asked Subject [redacted] if she had any injuries or complaint of pain. Subject [redacted] told me that her head hurt where the deputy pulled her hair. I did not see any signs of visible injury to Subject [redacted]

Medical Review

Subject [redacted] was transported to Tri City Hospital for an okay to book examination. He said he was punched in the face by Deputy Richardson and he had some swelling to the left side of his face due to the blow. Subject [redacted] also had a small cut on the top of his head that was a pre-existing injury. Doctor Zannerni examined Subject [redacted] and had his face x-rayed. Doctor Zannerni determined that Subject [redacted] had a facial fracture to his cheek bone and said there was no treatment for that specific injury. Doctor Zannerni also applied sutures to Subject [redacted] head to close the pre-existing laceration. Doctor Zannerni refused to be video taped, however he did indicate that the facial cheek bone fracture was consistent with an injury associated with a punch, or a facial strike by a hand or fist. Doctor Zannerni was unable to determine what caused the injury to Subject [redacted] head. Doctor Zannerni described the injury as a small cut or laceration that was sutured closed to help in the healing process and to keep germs out. Subject [redacted] was given an okay to book.

Suspect Samuel Baca was transported to Tri City Hospital where he was examined for a small cut near his left eyebrow and a small scuff on his right cheek. Doctor Zannerni cleaned both injuries and he was gave an okay to book.

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Training and Tactical Review

Debriefing held to discuss training and tactical issues

When Deputy Richardson arrived on scene he was attempting to determine if Subject [redacted] was the victim of a Domestic Violence incident or if she had been injured. She had her face covered and was uncooperative. Subject [redacted] then saw Deputy Richardson and approached him in a very aggressive/assaultive manner, refusing to obey Deputy Richardson's orders. Deputy Richardson, believing he was about to be assaulted, grabbed Subject [redacted] wrist and used a control hold/rear wrist lock in an attempt to control Subject [redacted] and to stop his assault. Subject [redacted] then spit on Deputy Richardson's face twice while being handcuffed. Deputy Richardson punched Subject [redacted] once in the left cheek to stop his assault. I determined that the above described control hold along with the strike to Subject [redacted] face were necessary to halt the attack of a resistant and assaultive prisoner, who he knew to have a history of conflict with law enforcement officers. The force applied by Deputy Richardson was objectively reasonable, within Department policy and training guidelines, and properly reported.

Deputy [redacted] used a rear wrist lock hold while assisting in handcuffing Subject [redacted] Deputy [redacted] also used a control hold on Subject [redacted] while assisting in handcuffing her. The force used by Deputy [redacted] in this incident was objectively reasonable, within Department policy and training guidelines, and properly reported.

Deputy [redacted] arrived to the location and saw Subject [redacted] holding onto Deputy Richardson's back and it appeared that she was trying to free her [redacted] from his grasp. Deputy [redacted] grabbed Subject [redacted] and pulled her away from Deputy Richardson. Deputy [redacted] used a control hold on Subject [redacted] initially until Deputy [redacted] came to her aid. While they were trying to handcuff Subject [redacted] she attempted to head butt Deputy [redacted] so Deputy [redacted] controlled the movement of [redacted] head by grabbing her by the hair and holding tightly. The force applied by Deputy [redacted] was objectively reasonable for a assaultive/high risk combatant. Deputy [redacted] force was within Department policy and training guidelines, and properly reported.

Deputy [redacted] asked a possible witness for his identification and was met with verbal resistance by Suspect Baca. In the sudden manner of thrusting his identification at the deputy, Suspect Baca appeared to attempt to strike Deputy [redacted] in the face with his right hand. Deputy [redacted] recognized this possible strike as an assault and grabbed his approaching arm/wrist. Deputy [redacted] was able to control Suspect Baca's wrist and spin him around into a rear wrist lock. Suspect Baca was struggling and attempting to free himself from Deputy [redacted] grasp. Due to the large difference in size and weight between Suspect Baca and the deputy, Deputy [redacted] performed a leg sweep to take Suspect Baca to the ground for handcuffing. The force applied by Deputy [redacted] was objectively reasonable for an assaultive/high risk prisoner. Deputy [redacted] force was within Department policy and training guidelines, and reported properly.

Deputy [redacted] and Deputy [redacted] used control holds and a take down on resistive/assaultive persons during this incident. Their force was within Department policy and training guidelines, and reported properly.

This entire incident was debriefed and discussed with all the involved deputies. Deputy Richardson and I discussed the possible use of O.C. spray, or the use of a Taser during the initial contact with Subject [redacted] when he became aggressive. We also discussed the possibility of retreating and requesting assistance prior to contacting uncooperative, potentially aggressive individuals. I advised Deputy Richardson of the dangers of a face strike, such as fractures to his hand/fingers, also the dangers of receiving lacerations which could become infected, from the suspect's teeth. We also discussed the dangers of dealing with more than one individual at a time, especially during possible Domestic Violence situations. Deputy Richardson was receptive to this discussion.

Deputy [redacted] and I discussed the use of more than one deputy to contact hostile known gang members during a heated family-involved incident. We also discussed the use of O.C spray as a possible option. Deputy [redacted] was receptive to this discussion.

Watch Commander's Review

In the course of the IAB notification to Lieutenant Don Slawson, we discussed the fact that the fracture to Subject [redacted] cheek was consistent with a defensive punch, and not severe. We agreed that the Force Evaluation could be conducted at the unit level, as concurred by Captain Evans.

I concur with Sergeant Patrick's findings and the depth of the debriefing he conducted with the involved personnel. The deputies' actions were reasonable, in accord with Department policies and training, and made necessary by the actions of the Subjects and the Suspect. Given these circumstances, it is notable that the Subjects and the Suspect were not injured more seriously.

CONCLUSION/RECOMMENDATION

I recommend no further action.

Case Status

The facts of this case were submitted to the District Attorney's Office at Bellflower Court for filing consideration. Subject [redacted] was detained at Los Padrinos Juvenile hall and was charged with a Misdemeanor battery charge of 243(b) PC. Suspect Samuel Baca was charged with a Misdemeanor resisting arrest charge of148(a)(1) PC. Subject [redacted] was also charged with a Misdemeanor resisting arrest charge of 148(a)(1) PC. The court case number is 9BF01681.

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during a heated family involved incident. Deputy [redacted] was receptive to this discussion.

Watch Commander's Review

In the course of the IAB notification to Lt. Don Slawson, we discussed the fact that the fracture to Subject [redacted] cheek was consistent with a defensive punch, and not severe. We agreed that the Force Evaluation could be conducted at the unit level, as concurred by Captain Evans.

I concur with Sergeant Patrick's findings and the depth of the debriefing he conducted with the involved personnel. The deputies' actions were reasonable, in accord with Department policies and training, and made necessary by the actions of the Subjects and the Suspect. Given the potential of these circumstances to escalate to a greater confrontation, it is noteworthy that the Subjects and the Suspect were not injured more seriously.

CONCLUSION/RECOMMENDATION
I recommend no further action.

Case Status

The facts of this case were submitted to the District Attorney's Office at Bellflower Court for filing consideration. Subject [redacted] was detained at Los Padrinos Juvenile hall and was charged with a Misdemeanor battery charge of 243(b) PC. Suspect Samuel Baca was charged with a Misdemeanor resisting arrest charge of148(a)(1) PC. Subject [redacted] was also charged with a Misdemeanor resisting arrest charge of 148(a)(1) PC. The court case number is 9BF01681.

ATTACHMENTS

- Copy of Incident Report 409-01199-2314-145 by Deputy Richardson
- Copy of Supplemental Report 409-01199-2314-145 by Deputy [redacted]
- Copy of Supplemental Report 409-01199-2314-145 by Deputy [redacted]
- Copy of Supplemental Report 409-01199-2314-145 by Deputy [redacted]
- Copy of Supplemental Report 409-01199-2314-145 by Deputy [redacted]
- Copy of Supplemental Report 409-01199-2314-145 by Sgt. Patrick
- Copy of In service for Pm and Em Shift
- Copy of RAP sheet for Subject [redacted]
- Copy of RAP sheet for Subject [redacted]
- Copy of RAP sheet for Suspect Samuel Baca
- CD containing Voice print of call for service
- CD Containing photographs of all suspects involved
- (1) Video tape containing suspects interviews and video of the surrounding area.